

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
March 17-21, 2003

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
3-18	EX	75/813,178	Security Benefit Life Ins. Co.	Simms* Hohein Drost	2(d)	Refusal Affirmed		"SECURITY FUNDS" [mutual fund investment services]	"SECURITY FUND" (and design) [banking services]	Amos	No
3-18	EX	76/158,811	Ind. E Com De Alimentos Desidratados Alcon Ltda.	Hohein* Hairston Drost	2(d)	Refusal Affirmed		"LABCON PROTECT" [chemical products, namely, aquarium water conditioners]	"LABCONCO" [water purification units and parts therefor]	J. Dalier	No
3-18	EX	76/238,600	FSG Flooring Sales Group, LLC	Simms Cissel Quinn*	2(e)(1)	Refusal Affirmed		"GREAT FLOORS" [floor coverings of ceramic tile; floor coverings of vinyl, linoleum, wood, stone, marble, granite, plastic, and artificial stone; carpets; rugs; floor mats and floor matting of vinyl, textile and rubber]		K. Le	No
3-18	EX	76/008,431	Athlete's Foot Marketing Associates, Inc.	Seeherman Hohein Drost*	2(d)	Refusal Affirmed		"GET FIT" [retail store services featuring athletic footwear and clothing, excluding sweaters]	"GETFIT" [men's and women's sweaters]	Dawe	No
3-18	OPP	104,893	Behavioral Dynamics, Inc. v. Motivision, PLC	Seeherman Hairston Bucher*	2(d)	Opposition Sustained	"MOTIVAIDER" (in stylized display, with design) [electronic unit for providing a sensory stimulus to an individual to effect a response]	"PLC MOTIVATOR PLUS" [scientific and electrical devices, namely, a device for delivering minimally liminal electrical signals for behavioral modification]			No
3-18	EX	76/270,832	Linden Oaks Corp.	Quinn Hohein Bucher*	2(d)	Refusal Affirmed		"PICCADILLY" [snack foods, namely, potato chips]	"PICCADILLIES" [cookies]	Sharper	No

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(2) *=Opinion Writer; (D)=Dissenting Panel Member

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3-19	EX	75/537,127	Pharmacy Fulfillment Services, LLC	Hairston Chapman Bucher*	2(e)(1)	Refusal Affirmed		"RX.COM" [on-line retail pharmacy services; drug prescription fulfillment services via the Internet]		Stokols	No
3-19	EX	75/525,647	Control Fire Systems Ltd.	Chapman* Bucher Bottorff	2(d)	Refusal Affirmed as to services in Class 37; Refusal Reversed as to services in Class 42		"CONTROL FIRE SYSTEMS LTD." (and design) [in Class 37: installation and repair of fire suppression systems and consultation related thereto; repair services for hydrofluorocarbon equipment and halon recycling equipment; in Class 42: recycling of halon]	"CONTROL" [fire and/or burglar alarm installation, maintenance and/or repair]	Shella	No
3-19	EX	76/153,429	Revenue Technologies Corp.	Seeherman (D) Hanak Bucher*	2(e)(1)	Refusal Reversed		"MARKETPRICE" [business consulting services, namely, professional advisory and consultation for businesses, especially, but not limited to those with an electronic presence, in the field of product and service pricing]		Estrada	No
3-20	EX	75/787,879	The Melting Pot Corp.	Simms Hanak Hairston*	Section 6 disclaimer requirement (of words POSTAL BUSINESS CENTER)	Refusal Affirmed		"PBC POSTAL BUSINESS CENTER" (and design) [providing for the rental of mail boxes, mailing articles and packaging articles for transportation]		Nelson	No

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3-20	EX	75/557,635	Redcats	Hanak* Bucher Rogers	2(e)(1)	Refusal Affirmed		"SOFT GREY" [wearing apparel, namely, shirts, pants, sweaters, socks, jackets, dresses, coats, hats, scarves, gloves, underwear, shoes and slippers]		Mateja	No
3-21	OPP OPP OPP	94,177 94,757 100,956	Bridgestone/ Firestone North American Tire, LLC and BFS Brands, LLC v. Silverstone Berhad	Simms* Bottorff Rogers	2(d); 2(e)(4)	Opposition Sustained on both grounds in all three oppositions		"SILVERSTONE" [tires]; "SILVERSTONE" [inner tubes for vehicle tires]; "S SILVERSTONE" (in stylized form with design) [tires and inner tubes for vehicle tires]			No

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